

1 LYNN HUBBARD, III, SBN 69773
SCOTTLYNN J HUBBARD IV, SBN 212970
2 **DISABLED ADVOCACY GROUP, APLC**
12 Williamsburg Lane
3 Chico, CA 95926
Telephone: (530) 895-3252
4 Fax: (530) 894-8244

5 Attorneys for Plaintiff
6
7
8
9

10 UNITED STATES DISTRICT COURT
11 SOUTHERN DISTRICT OF CALIFORNIA
12

13 LARRY McIVER,

Case No. 08cv0132 IEG (WMc)

14 Plaintiff,

15 vs.

16 TARGET CORPORATION dba TARGET
#274; COST PLUS, INC. dba COST PLUS
17 WORLD MARKET #145; FRIT
ESCONDIDO PROMENADE, LLC; LA
18 SALSA, INC. dba LA SALSA #93;
19 APPLEBEE'S RESTAURANTS WEST, LLC
dba APPLEBEE'S NEIGHBORHOOD BAR
20 & GRILL #5711; TOYS 'R' US -
DELAWARE, INC. dba TOYS 'R' US #5633;
21 PARTY CITY CORPORATION dba PARTY
CITY OF ESCONDIDO #445; INLAND
22 WESTERN MDS PORTFOLIO, LLC,

JOINT MOTION FOR DISMISSAL

23 Defendants.
24
25
26
27
28

1 PURSUANT TO A SETTLEMENT AGREEMENT AND RELEASE, it is hereby
2 jointly requested, by plaintiff, BARBARA HUBBARD, and defendants, FRIT
3 ESCONDIDO PROMENADE; COST PLUS, INC. dba COST PLUS WORLD MARKET;
4 and, LA SALSA, INC. dba LA SALSA # 93 that this Court enter a dismissal with prejudice
5 of plaintiff's complaint in the above-entitled action pursuant to Fed. R. Civ. P. 41.

6 The dismissal with prejudice shall dismiss the action in its entirety.

7
8 Dated: June 23, 2008

DISABLED ADVOCACY GROUP, APLC

9
10 /s/ Lynn Hubbard III

11 Lynn Hubbard III
12 Attorney for Plaintiff

13 Dated: June 23, 2008

SCHLICHTER & SHONACK, LLP

14
15 /s/ Steve Shonack

16 Steven Shonack
17 Attorney for Defendant Frit Escondido
Promenade

18 Dated: June 23, 2008

COOPER, WHITE & COOPER

19
20 /s/ Merritt Jones

21 Merritt Jones
22 Attorney for Defendant Cost Plus, Inc.

23 Dated: June 23, 2008

LA SALSA, INC.

24 /s/ Perry Roshan-Zamir

25 Perry Roshan-Zamir
26 Attorney for Defendant La Salsa, Inc.

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF BUTTE

I, Lynn Hubbard III, am employed in the aforesaid County; I am over the age of 18 years and not a party to the within action; my business address is 12 Williamsburg Lane, Chico, Butte County, California 95926.

On June 23, 2008, I caused to be served the document(s) described as: **JOINT MOTION FOR DISMISSAL** on the interested parties in this action as follows:

On all parties identified for Notice of Electronic Filing generated by the Court's CM/ECF filing system under the above referenced case number and case caption on this date in the following manner:

The following is a procedure in which service of this document was effected:

(xx) ELECTRONIC SERVICE - by causing the document to be served via the Court's ECF Filing System.

() PERSONAL SERVICE - by causing to be delivered such document by hand to the offices of the addressee(s).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATED: June 23, 2008

/s/ Lynn Hubbard, III

Lynn Hubbard, III